

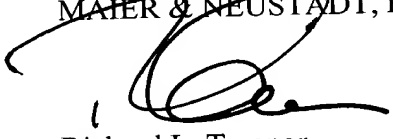
such a different type and kind as to be considered "materially different" and thereby support restriction.

In addition to the "materially different" requirement, a supportable Restriction Requirement must pertain to claims which, if searched in total, would present a burden on the Office. In the present case only two subclasses have been identified for search, and it is respectfully submitted that a search of only two subclasses does not present a burden on the Office.

Finally, Applicants note that the provisionally non-elected claims of Group II are directed to a method. Should the Restriction Requirement not be reconsidered and withdrawn in view of the above remarks, Applicants request rejoinder of the provisionally non-elected method claims. This is particularly appropriate in view of the strong Office policy regarding rejoinder. See MPEP §821.04.

Respectfully submitted,

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